

Message Text

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16

ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 ERDA-05 AID-05 CEA-01 CIAE-00

CIEP-01 COME-00 DODE-00 FPC-01 H-02 INR-07 INT-05

L-03 NSAE-00 NSC-05 OMB-01 PM-04 USIA-06 SAM-01

OES-06 SP-02 SS-15 STR-04 TRSE-00 FEA-01 /095 R

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R 090427Z MAY 76

FM SECSTATE WASHDC

TO USMISSION OECD PARIS

C O N F I D E N T I A L STATE 113747

E.O. 11652: GDS

TAGS: IEA

SUBJECT: IEA/SEQ: EMERGENCY MANAGEMENT MANUAL: DRAFT
LANGUAGE RE IMBALANCES BETWEEN COMPANIES AT THE NATIONAL
LEVEL

1. AS THE RESULT OF INTERNAL USG REVIEW OF LANGUAGE RE
THE IMBALANCES QUESTION PROPOSED BY SEQ LEGAL EXPERTS
MEETING ON APRIL 29 WE WISH TO PUT FORWARD FOLLOWING
SUGGESTED CHANGES IN TEXT.

2. QUOTE. PAGE 29 EMM. PARAGRAPH FOUR. IMBALANCES
BETWEEN COMPANIES: IMBALANCE AT A NATIONAL LEVEL IN OIL
SUPPLIES BETWEEN COMPANIES WHICH REMAIN IN SPITE OF
EFFORTS BY COMPANIES ON THEIR OWN RESPONSIBILITY AT AN
INTERNATIONAL LEVEL ARE NORMALLY TO BE CONSIDERED A
MATTER FOR NATIONAL ADMINISTRATIONS.

HOWEVER, WHEN ALLOCATING OIL TO COUNTRIES AT AN INTER-
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NATIONAL LEVEL, COMPANIES OR GROUPS OF COMPANIES CANNOT
ACT THROUGH ISAG OR OTHERWISE FOR THE PURPOSE OF PRESERV-
ING MARKET SHARES OF COMPANIES AS THIS WOULD VIOLATE
ANTITRUST PRINCIPLES AND COULD CONTRAVENE COMPETITION

POLICIES. THUS QUOTE EFFORTS BY OIL COMPANIES ON THEIR OWN RESPONSIBILITY END QUOTE IS INTERPRETED TO MEAN THAT SUCH COMPANIES SHOULD SEEK TO TREAT ESTABLISHED CUSTOMERS, AFFILIATE AND NON-AFFILIATE, FAIRLY AND CONSISTENTLY WITH PREVIOUS PRACTICE, WITH THE PRIME OBJECTIVE OF AVOIDING DISCRIMINATION. END QUOTE.

3. TEXT PREPARED FOR INSERTION AS PARAGRAPH 12 ON PAGE 52 OF EMM REMAINS UNCHANGED.

4. REQUEST THAT REVISED TEXT AS INDICATED ABOVE REPLACE THAT IN IEA/SEQ (76)8 OR BE CIRCULATED AS AN ADDENDUM TO THAT DOCUMENT. KISSINGER

CONFIDENTIAL

<< END OF DOCUMENT >>

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